

Defendants.

CIVIL ACTION NO. 2:22-cv-04614

## SL1 1844287v1 110202.00014

3. The Honorable Court entered a scheduling order in this matter on February 23, 2023. *See* Dkt. 19.

4. On April 19, 2023 Defendants filed a Motion for Partial Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c) seeking dismissal of Complaint Counts VII, VIII and IX, along with all claims for compensatory, punitive, and liquidated damages (“Defendants’ Motion”). *See* Dkt. 22.

5. On April 25, 2023, the Parties informed the Honorable Court during a pre-scheduled status conference that they wished to schedule a settlement conference with another United States Magistrate Judge, and the Honorable Court referred this matter to Judge Lynne A. Sitarski for settlement conference proceedings accordingly on April 26, 2023. *See* Dkt. 25.

6. Thereafter, a video settlement conference was scheduled with Judge Sitarski on May 31, 2023 at 10:00 a.m. *See* Dkt. 26.

7. Meanwhile, on April 25, 2023, the Honorable Court entered an Order directing Plaintiff to file a Counterstatement of Facts and supporting Brief in response to Defendants’ Motion by May 16, 2023 and Defendants to file a reply in further support of their Motion by May 23, 2023. *See* Dkt. 24.

8. In light of the upcoming settlement conference, Defendants agreed they would not oppose a motion by Plaintiff to extend the scheduling order deadlines associated with Defendants’ Motion by 30 days. Plaintiff filed his unopposed motion accordingly on May 11, 2023, and the Honorable Court granted Plaintiff’s motion the same day. *See* Dkts. 27—28.

9. For the same reasons, the Parties now jointly, and respectfully, request that the Honorable Court extend the upcoming discovery deadline, and all scheduling order dates and deadlines thereafter, by 90 days, carried forward to the next business day to the extent that such

extension may fall on a weekend or federal holiday, or as soon as practicable thereafter to the extent that the Honorable Court may have other commitments as it pertains to jury selection and trial dates.

10. Should the Honorable Court grant the Parties' Joint Motion, such Scheduling Order dates and deadlines would change as follows:

Description	Original Date	Amended Date
Completion of all discovery.	5/23/23	8/21/23
Motions for summary judgment and motions to limit or preclude expert testimony.	6/23/23	9/21/23
Responses to motions for summary judgment and motions to limit or preclude expert testimony.	7/21/23	10/19/23
Replies in further support of motions for summary judgment and motions to limit or preclude expert testimony.	7/28/23	10/26/23
Joint pretrial stipulations, motions <i>in limine</i> , jury instructions, <i>voir dire</i> questions, and all other trial-related filings.	8/29/23	11/27/23
Jury selection and commencement of trial.	9/19/23	12/18/23

See Dkt. 19.

WHEREFORE, the Parties jointly and respectfully move for an extension of discovery and all subsequent scheduling order dates and deadlines as provided in Paragraph 10 of this Motion.

IT IS SO ORDERED.

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Hon. Richard A. Lloret, U.S.M.J.

Respectfully submitted,

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